

Minutes of the August 29, 2007 Energy Commission Business Meeting.

The meeting was called to order at 10:01 a.m. by Chairman Jackalyne Pfannenstiel. The Pledge of Allegiance was lead by Chairman Pfannenstiel.

Present:

Jackalyne Pfannenstiel, Chairman

James D. Boyd, Vice Chair

Arthur H. Rosenfeld, Commissioner

Jeffrey D. Byron, Commissioner

1. CONSENT CALENDAR. (Items on the Consent Calendar will be taken up and voted on as a group. A Commissioner may request that an item be moved and discussed later in the meeting.)
 - a. ENERGYPRO. Possible approval of ENERGYPRO version 4.4 for use in complying with the *2005 Nonresidential Building Energy Efficiency Standards*. This version will include modeling capabilities for thermal energy storage systems. Contact: Rob Hudler.
 - b. BUILDING STANDARDS COMPLIANCE OPTION FOR THERMAL ENERGY STORAGE SYSTEMS. Possible approval of a compliance option submitted by EnergySoft, LLC For thermal energy storage systems for use with the *2005 Building Energy Efficiency Standards*. Approval of this compliance option will provide appropriate compliance credit when thermal energy storage systems are used as part of a nonresidential building mechanical system. Contact: Rob Hudler.

Commissioner Rosenfeld moved and Commissioner Boyd seconded approval of the Consent Calendar. The vote was unanimous. (4-0)

2. WESTERN INTERSTATE ENERGY BOARD. Possible approval of Contract 150-07-003 for \$18,000 with Western Interstate Energy Board (WIEB) to continue the Energy Commission's membership for one year. Membership allows the Energy Commission to participate in WIEB meetings and deliberations and provides an opportunity for California to contribute to a more economically secure and environmentally sound energy future for the West. (ERPA funding.) Contact: William Chamberlain. (5 minutes)

Commissioner Boyd moved and Commissioner Rosenfeld seconded approval of Contract 150-07-003. The vote was unanimous. (4-0)

3. TECHNICAL & MANAGEMENT STAFFING ASSOCIATES, INC. Possible approval of Contract 400-07-002 for \$50,000 with Technical & Management Staffing Associates, Inc. for temporary staff support for the Energy Commission's Emerging Renewables

Program and the New Solar Homes Partnership. (RRTF funding.) Contact: Nick Fugate (5 minutes)

Commissioner Boyd moved and Commissioner Rosenfeld seconded approval of Contract 400-07-002. The vote was unanimous. (4-0)

4. CPV SENTINEL ENERGY PROJECT SECOND DATA ADEQUACY RECOMMENDATION AND POSSIBLE COMMITTEE APPOINTMENT. Contact: Bill Pfanner. (10 minutes)

- a. Possible approval of the Executive Director's second data adequacy recommendation for CPV Sentinel, LLC's Application for Certification for the CPV Sentinel 850 megawatt Sentinel Energy Peaker Project. (07-AFC-3)

Commissioner Byron moved and Commissioner Rosenfeld seconded approval of the Executive Director's recommendation. The vote was unanimous. (4-0)

- b. Possible appointment of a Committee for the CPV Sentinel Energy Project.

Chairman Pfannenstiel appointed a committee of Commissioner Boyd (Presiding Member) and herself (Associate Member) for the project. Commissioner Rosenfeld moved and Commissioner Byron seconded approval of the committee appointment. The vote was unanimous. (4-0)

5. RUSSELL CITY ENERGY CENTER. Possible approval of a Petition for Extension of Deadline for Commencement of Construction of the Russell City Energy Center from September 7, 2007 to September 10, 2008. The Russell City Energy Center is a 600 MW natural-gas fired combined cycle power plant in Hayward, certified by the Energy Commission on September 11, 2002. The facility is also the subject of a proposed major amendment that has yet to be decided by the Commission. Contact: Kevin W. Bell. (10 minutes)

Commissioner Byron moved and Commissioner Boyd seconded approval of the Petition. The vote was unanimous. (4-0)

6. SB 1368 REGULATIONS – ADOPTION. Possible adoption of *Regulations Establishing and Implementing a Greenhouse Gases Emission Performance Standard for Local Publicly Owned Electric Utilities*, as proposed by the Electricity Committee under SB 1368 and amended by 15-day changes published on August 10, 2007, to address deficiencies identified by the Office of Administrative Law. Contact: Lisa DeCarlo. (20 minutes)

Commissioner Byron moved and Commissioner Rosenfeld seconded adoption of the Regulations. The vote was unanimous. (4-0)

7. **Minutes**

- a. Approval of the June 20, 2007, Business Meeting Minutes

Commissioner Boyd moved and Commissioner Rosenfeld seconded approval of the June 20, 2007 minutes. The vote was 3-0-1. Commissioner Byron abstained.

- b. Approval of the August 15, 2007, Business Meeting Minutes.

Commissioner Byron moved and Commissioner Boyd seconded approval of the August 15, 2007 minutes. The vote was 3-0-1. Commissioner Rosenfeld abstained.

8. **Commission Committee Presentations/Discussion** – None

At the request of Commissioner Geesman and the Siting Committee, Deputy Director Terry O'Brien gave a presentation on the status of power plant siting.

9. **Chief Counsel's Report.** Chief Counsel Bill Chamberlain gave the report.

10. **Executive Director's Report** – None.

11. **Legislative Director's Report** – None

12. **Public Adviser's Report** – None

13. **Public Comment** – None

Appearances

Mr. Mark O. Turner, Competitive Power Ventures, Inc.

Mr. Gregory Wheatland, Attorney, Russell City Energy Center

Mr. Bruce McLaughlin Attorney, Braun and Blaising, P.C., California Municipal
Utilities Association

Ms. Audrey Chang, Natural Resources Defense Council (via teleconference)

Mr. Steven Kelly, Independent Energy Producers Association

Respectfully submitted,

HARRIET KALLEMEYN
Secretary to the Commission